

Montana State Legislature

2013 Session

ADDITIONAL DOCUMENTS MAY INCLUDE THE FOLLOWING:

- **Business Report**
- **Roll Call – Attendance**
- **Standing Committee Reports**
- **Tabled Bills**
- **Fiscal Reports etc.**
- **Roll Call Votes**
- **Informational Items**
- **Witness Statements**
- **Any Documents; such as;**
 - ***Petitions if any.**
 - ***Any and all material handed end after the meeting ends.**

**The original is on file at the
Montana Historical Society
and may be viewed there.**

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BUSINESS REPORT

**MONTANA HOUSE OF REPRESENTATIVES
63rd LEGISLATURE - REGULAR SESSION**

HOUSE NATURAL RESOURCES COMMITTEE

Date: Wednesday, April 10, 2013
Place: Capitol

Time: 3:00 PM
Room: 172

BILLS and RESOLUTIONS HEARD:

HJ 26 - Interim study on water ditch/canal easement restatement process options - Rep. Pat Connell
SB 369 - Revise state cabin site leasing laws - Sen. Tom Facey

EXECUTIVE ACTION TAKEN:

SB 355
HJ 26
SB 369
SB 201
HJ 17

Comments:


REP. Gerald (Jerry) Bennett, Chair

HOUSE OF REPRESENTATIVES
Roll Call
NATURAL RESOURCES COMMITTEE

DATE: 4-10-13

<u>NAME</u>	PRESENT	ABSENT/EXCUSED
REP. PAT CONNELL, VICE CHAIR	✓	
REP. VIRGINIA COURT, VICE CHAIR	✓	
REP. ALAN DOANE	✓	
REP. JENNY ECK		E
REP. STEVE FITZPATRICK	✓	
REP. WYLIE GALT	✓	
REP. BRIAN HOVEN	✓	
REP. ED LIESER	✓	
REP. RYAN LYNCH	✓	
REP. MIKE MILLER	✓	
REP. JP POMNICHOWSKI	✓	
REP. RAY SHAW	✓	
REP. WENDY WARBURTON		E
REP. KERRY WHITE	✓	
REP. KATHLEEN WILLIAMS		E
REP. JERRY BENNETT, CHAIR	✓	



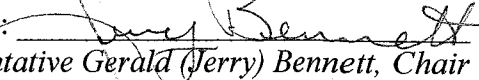
HOUSE STANDING COMMITTEE REPORT

April 10, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Natural Resources** recommend that **Senate Bill 201** (second house second reading copy -- tan) **be concurred in as amended.**

Signed: 
Representative Gerald (Jerry) Bennett, Chair

To be carried by Representative Pat Connell

And, that such amendments read:

1. Page 4, line 3.

Following: line 2

Insert: "COORDINATION SECTION. **Section 5. Coordination instruction.** If both Senate Bill No. 201 and Senate Bill No. 217 are passed and approved and if both contain a section authorizing the attorney general to intervene in litigation on federal forest management projects, then those sections are void and the new [section 2 of Senate Bill No. 201] must read as follows:

"NEW SECTION. Section 2. Federal forest management projects -- attorney general authority to intervene. (1) The attorney general has the authority to intervene in litigation or appeals on federal forest management projects.

(2) The authority provided in subsection (1) includes the authority to fulfill the purposes of Title 76, chapter 13, to intervene in litigation or appeals on federal forest management projects that could affect watershed protection or restoration.""

- END -

Committee Vote:

Yes 9, No 7

Fiscal Note Required ☐

SB0201002SC12618.hjk

DC 4/12
12:50



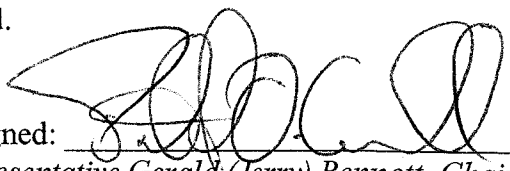
HOUSE STANDING COMMITTEE REPORT

April 10, 2013

Page 1 of 4

Mr. Speaker:

We, your committee on **Natural Resources** recommend that **Senate Bill 369** (second house second reading copy -- tan) **be concurred in as amended.**

Signed:  *Vice Chair*
Representative Gerald (Jerry) Bennett, Chair

To be carried by Representative Ryan Lynch

And, that such amendments read:

1. Title, page 1, line 8 through line 9.

Following: "LAND"

Strike: "AND" on line 8 through "2035" on line 9

Insert: ", CABIN OR HOME SITES, AND CABIN SITE IMPROVEMENTS"

2. Title, page 1, line 10.

Strike: "PERMANENT AND IMMOVABLE"

Insert: "CABIN SITE"

3. Title, page 1, line 13.

Following: "77-2-318,"

Strike: "AND"

Following: "77-2-363,"

Insert: " AND 77-2-366,"

4. Page 3, line 3.

Strike: "On" through "2035, the"

Insert: "The"

5. Page 3, line 17.

Strike: "permanent and immovable"

Insert: "cabin site"

6. Page 4, line 4.

Committee Vote:

Yes 14, No 2

Fiscal Note Required ☐

SB0369001SC15256.hjk

Strike: "permanent and immovable"
Insert: "cabin site"

7. Page 4, line 5.

Strike: "5"
Insert: "6"

8. Page 5, line 2.

Following: "board"

Strike: "or"

Insert: ", "

Following: "department, "

Insert: "or the cabin or home site lessee, "

9. Page 5.

Following: line 15

Insert: "Section 5. Section 77-2-366, MCA, is amended to read:

"77-2-366. Land banking and state land cabin and home sites
-- report reports to environmental quality council. (1) (a) The department shall provide a report to the environmental quality council by ~~the~~ July 1 prior to each regular legislative session that describes the results of the land banking program in detail.

(b) At a minimum, the report must summarize the sale and purchase transactions made through the program by type, location, acreage, value, and trust beneficiary. The environmental quality council shall make any recommendations that it determines necessary regarding the implementation of the state land banking process, including recommendations for legislation.

(2) Because it is the legislature's intent that the board implement the provisions of 77-2-318(1) in a timely manner, on or before July 1 of each year, the department, in consultation with the appropriate stakeholders, shall report to the environmental quality council by providing a summary of land sales of those lands that were state land cabin or home sites pursuant to 77-2-318 and efforts by the department to comply with the requirements of 77-2-318(1)."

Renumber: subsequent sections

10. Page 5, line 17.

Strike: "permanent"

11. Page 5, line 20.

Strike: "permanent and immovable"

Insert: "cabin site"

12. Page 5, line 25.

Strike: "PERMANENT AND IMMOVABLE"

Insert: "cabin site"

13. Page 5, line 28.

Strike: "permanent and immovable"

Insert: "cabin site"

14. Page 6, line 3.

Strike: "permanent and immovable"

Insert: "cabin site"

15. Page 6, line 8.

Strike: "permanent"

Insert: "cabin site"

16. Page 6, line 9.

Strike: "permanent"

Insert: "cabin site"

17. Page 6, line 11.

Strike: "PERMANENT AND IMMOVABLE"

Insert: "cabin site"

18. Page 6, line 12.

Strike: "permanent and immovable"

Insert: "cabin site"

19. Page 6, line 14.

Strike: "permanent and immovable"

Insert: "cabin site"

20. Page 6, line 16.

Strike: ""permanent and immovable"

Insert: ""cabin site"

21. Page 6, line 18.

Strike: "THAT" through "FOUNDATION"

22. Page 6, line 19.

Strike: "THAT" through "FOUNDATION"

23. Page 6, line 20.

Strike: "THAT" through "FOUNDATION"

24. Page 7, line 2.

Strike: "5"

Insert: "6"

25. Page 7, line 3.

Strike: "5"

Insert: "6"

- END -



HOUSE STANDING COMMITTEE REPORT

April 10, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Natural Resources** recommend that **House Joint Resolution 26** (first reading copy -- white) **be adopted**.

Signed: 

Representative Gerald (Jerry) Bennett, Chair

Vice Chair

- END -

Committee Vote:

Yes 14, No 2

Fiscal Note Required ☐

HJ0026001SC.hjk



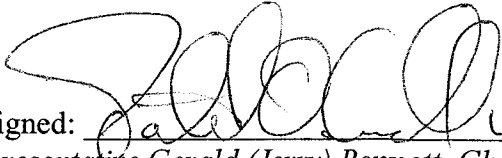
HOUSE STANDING COMMITTEE REPORT

April 10, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Natural Resources** recommend that **Senate Bill 355** (second house second reading copy -- tan) **be concurred in.**

Signed:  *VICE CHAIR*
Representative Gerald (Jerry) Bennett, Chair

To be carried by Representative Pat Connell

- END -

Committee Vote:

Yes 15, No 1

Fiscal Note Required ☐

SB0355001SC12618.hjk

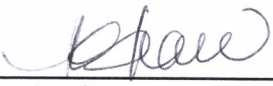
BILL TABLED NOTICE

HOUSE NATURAL RESOURCES COMMITTEE

The **HOUSE NATURAL RESOURCES COMMITTEE** TABLED

SJ 17 - Resolution to encourage voluntary streamside best management practices - Sen. Verdell Jackson

by motion, on **Wednesday, April 10, 2013** (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).



(For the Committee)



(For the Chief Clerk of the House)

11:30 / 4-11

(Time) (Date)

April 11, 2013 (11:28am)

Rebecca Shaw, Secretary

Phone: 4877

AUTHORIZED COMMITTEE PROXY

I request to be excused from the Nat Resources

Committee because of other commitments. I desire to leave my proxy vote with:

Nat Council

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

BILL/AMENDMENT

AYE NO

SB 355	X	
HJ 26	X	
SB 36901	X	
SB 369 as		
amended	X	
SB 20101. AJH	X	
SB 201 amended	X	
SJ 17	X	

Rep. Wendy Waulsbur
(Signature)

Date 10 April 2013

AUTHORIZED COMMITTEE PROXY

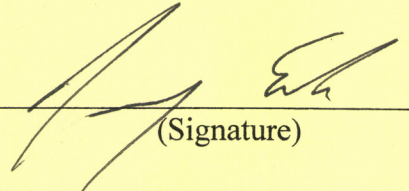
I request to be excused from the House Natural Resources

Committee because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 355	X	

BILL/AMENDMENT	AYE	NO

Rep. 
(Signature)

Date 4/10/13

HOUSE OF REPRESENTATIVES
Roll Call Vote
NATURAL RESOURCES COMMITTEE

DATE: 4-10-13 BILL NO. 8517 MOTION NO. _____
 MOTION: _____

Remove from table

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. PAT CONNELL, VICE CHAIR	✓		
REP. VIRGINIA COURT, VICE CHAIR		✓	
REP. ALAN DOANE	✓		
REP. JENNY ECK		✓	
REP. STEVE FITZPATRICK	✓		
REP. WYLIE GALT	✓		
REP. BRIAN HOVEN		✓	
REP. ED LIESER		✓	
REP. RYAN LYNCH		✓	
REP. MIKE MILLER	✓		
REP. JP POMNICHOWSKI		✓	
REP. RAY SHAW	✓		
REP. WENDY WARBURTON	✓	✓	X
REP. KERRY WHITE	✓		
REP. KATHLEEN WILLIAMS		✓	
REP. JERRY BENNETT, CHAIR	✓		

8 7

HOUSE OF REPRESENTATIVES
Roll Call Vote
NATURAL RESOURCES COMMITTEE

DATE: 4-10-13 BILL NO 5J17 MOTION NO. _____
 MOTION: _____

Be Concurred

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. PAT CONNELL, VICE CHAIR		✓	
REP. VIRGINIA COURT, VICE CHAIR		✓	
REP. ALAN DOANE	✓		
REP. JENNY ECK		✓	
REP. STEVE FITZPATRICK	✓		
REP. WYLIE GALT	✓		
REP. BRIAN HOVEN		✓	
REP. ED LIESER		✓	
REP. RYAN LYNCH		✓	
REP. MIKE MILLER	✓		
REP. JP POMNICHOWSKI		✓	
REP. RAY SHAW	✓		
REP. WENDY WARBURTON	✓		X
REP. KERRY WHITE	✓		
REP. KATHLEEN WILLIAMS		✓	
REP. JERRY BENNETT, CHAIR	✓		

8 8

HOUSE OF REPRESENTATIVES
Roll Call Vote
NATURAL RESOURCES COMMITTEE

DATE: 4-10-13 BILL NO SB201 MOTION NO. _____

MOTION: Be concurred as amnd.

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. PAT CONNELL, VICE CHAIR	✓		
REP. VIRGINIA COURT, VICE CHAIR		✓	
REP. ALAN DOANE	✓		
REP. JENNY ECK		✓	
REP. STEVE FITZPATRICK	✓		
REP. WYLIE GALT	✓		
REP. BRIAN HOVEN		✓	
REP. ED LIESER		✓	
REP. RYAN LYNCH		✓	
REP. MIKE MILLER	✓		
REP. JP POMNICHOWSKI		✓	
REP. RAY SHAW	✓		
REP. WENDY WARBURTON	✓		X
REP. KERRY WHITE	✓		
REP. KATHLEEN WILLIAMS		✓	
REP. JERRY BENNETT, CHAIR	✓		

9 7

HOUSE OF REPRESENTATIVES
Roll Call Vote
NATURAL RESOURCES COMMITTEE

DATE: 4-10-13 BILL NO SB201 MOTION NO. _____

MOTION: Remove from table & reconsider

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. PAT CONNELL, VICE CHAIR	✓		
REP. VIRGINIA COURT, VICE CHAIR		✓	
REP. ALAN DOANE	✓		
REP. JENNY ECK		✓	
REP. STEVE FITZPATRICK	✓		
REP. WYLIE GALT	✓		
REP. BRIAN HOVEN	✓		
REP. ED LIESER		✓	
REP. RYAN LYNCH		✓	
REP. MIKE MILLER	✓		
REP. JP POMNICHOWSKI		✓	
REP. RAY SHAW	✓		
REP. WENDY WARBURTON			<i>Need to be present</i>
REP. KERRY WHITE	✓		
REP. KATHLEEN WILLIAMS		✓	
REP. JERRY BENNETT, CHAIR	✓		

9 6

HOUSE OF REPRESENTATIVES
Roll Call Vote
NATURAL RESOURCES COMMITTEE

DATE: 4-10-13 BILL NO SB 369 MOTION NO. _____
 MOTION: Do concur as amended

Leach to carry

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. PAT CONNELL, VICE CHAIR	✓		
REP. VIRGINIA COURT, VICE CHAIR		✓	
REP. ALAN DOANE	✓		
REP. JENNY ECK	✓		
REP. STEVE FITZPATRICK	✓		
REP. WYLIE GALT	✓		
REP. BRIAN HOVEN	✓		
REP. ED LIESER	✓		
REP. RYAN LYNCH	✓		
REP. MIKE MILLER	✓		
REP. JP POMNICHOWSKI		✓	
REP. RAY SHAW	✓		
REP. WENDY WARBURTON	✓		X
REP. KERRY WHITE	✓		
REP. KATHLEEN WILLIAMS	✓		
REP. JERRY BENNETT, CHAIR	✓		

14 2

HOUSE OF REPRESENTATIVES
Roll Call Vote
NATURAL RESOURCES COMMITTEE

DATE: 4.10.13 BILL NO SB201 MOTION NO. _____
 MOTION: _____

Amnd only

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. PAT CONNELL, VICE CHAIR	✓		
REP. VIRGINIA COURT, VICE CHAIR		✓	
REP. ALAN DOANE	✓		
REP. JENNY ECK		✓	
REP. STEVE FITZPATRICK	✓		
REP. WYLIE GALT	✓		
REP. BRIAN HOVEN	✓		
REP. ED LIESER		✓	
REP. RYAN LYNCH		✓	
REP. MIKE MILLER		✓	
REP. JP POMNICHOWSKI		✓	
REP. RAY SHAW	✓		
REP. WENDY WARBURTON	✓		X
REP. KERRY WHITE	✓		
REP. KATHLEEN WILLIAMS		✓	
REP. JERRY BENNETT, CHAIR	✓		

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**MONTANA House of Representatives
Visitors Register
HOUSE NATURAL RESOURCES COMMITTEE**

Wednesday, April 10, 2013

SB 369 - Revise state cabin site leasing laws

Sponsor: **Sen. Tom Facey**

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives Visitors Register

HJ 26 - Interim study on water ditch/canal easement restatement process options

Sponsor: Rep. Pat Connell

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.